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Attorneys for defendants Jonathon Vento, Grace Capital, LLC
dba Grace Communities, an Arizona limited liability
Company, Donald Zeleznak, Z-Loft, LLC, an Arizona
limited liability company, and Zeleznak Property
Management, LLC dba Keller Williams Realty, an
Arizona limited liability company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(San Jose Division)

STEVE TRACHSEL, an individual, SUN
CITY TOWERS, LLC, a California
corporation, THOMAS CIRrito, an
individual, ATOCHA LAND, LLC, a Delaware
limited liability company, MICHAEL
CIRrito, an individual, CIRrito
HOLDINGS, LLC, a Delaware limited liability
company,

Plaintiffs,

v.

RONALD BUCHHOLZ, CHARICE
FISCHER, RDB DEVELOPMENT, LLC, a
Nevada limited liability company, SOLOMON
CAPITAL, LLC, a Nevada limited liability
company, JONATHON VENTO, GRACE
COMMUNITIES an Arizona limited liability
company, DONALD ZELEZNAK, Z-LOFT,
LLC, an Arizona limited liability company,
ZELEZNAK PROPERTY MANAGEMENT,
LLC dba KELLER WILLIAMS REALTY, an
Arizona limited liability company, KELLER
WILLIAMS REALTY, INC., a Texas
corporation, and DOES 1-50, inclusive

Defendants.

Case No.: C08-02248 RMW

**MOTION FOR ADMINISTRATIVE
RELIEF - LEAVE TO FILE LATE
REPLY BRIEF**

Date: August 21, 2008
Dept: Courtroom 6
Judge: Hon. Ronald M. Whyte

Defendants Jonathon Vento, Grace Capital, LLC dba Grace Communities, an Arizona
limited liability Company, Donald Zeleznak, Z-Loft, LLC, an Arizona limited liability company,

1 Zeleznak Property Management, LLC dba Keller Williams Realty, an Arizona limited liability
2 company, (collectively, the "Grace Defendants"), by and through undersigned counsel, hereby
3 make application to this court for administrative relief in the form of an order allowing the filing
4 of a reply brief by these moving defendants in response to the opposition filed by plaintiffs to
5 these moving defendants' motion to dismiss. This leave is requested on the grounds that the
6 reply brief was not filed in a timely manner pursuant to Local Rule 7-3(c) due to technical
7 difficulties related to the e-mail server, resulting in counsel for these moving defendants not
8 receiving notice of the filing of the opposition to the motion to dismiss until such time as it was
9 too late to file a reply brief in conformance with Local Rule 7-3(c). Moreover, allowance of the
10 filing of the reply brief will not prejudice plaintiffs as the hearing date for the motion to dismiss
11 is September 5, 2008. This request for leave is supported by the declaration of Michael G.
12 Descalso attached hereto.

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14 Dated: August 21, 2008

GREENE, CHAUVEL, DESCALSO & MINOLETTI

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16 By: Michael G. Descalso

Michael G. Descalso

17 Attorneys for defendants Jonathon Vento, Grace Capital, LLC
18 dba Grace Communities, an Arizona limited liability Company,
19 Donald Zeleznak, Z-Loft, LLC, an Arizona limited liability
20 company, and Zeleznak Property Management, LLC dba Keller
21 Williams Realty, an Arizona limited liability company
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